



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/721,743 Confirmation No.: 3948
Applicant(s): Mark COOKE et al.
Filed: November 26, 2003
Title: CONFIGURABLE PRICING OPTIMIZATION SYSTEM
TC/A.U.: 3622
Examiner: Not Yet Assigned

Docket No.: 82001-0397
Customer No.: 24633

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

This is in response to the Notice to File Missing Parts dated February 26, 2004, in the above-identified application.

1. **Declaration for Patent Application**

☒ **ENCLOSED** and is newly executed by inventors.

2. **Power of Attorney by Assignee**

☒ **ENCLOSED** Combined Power of Attorney by Assignee and Certificate under 37 CFR § 3.73(b)

3. **Assignment:**

☒ An assignment of the invention to Manugistic, Inc. and a PTO Form-1595, Recordation Form Cover Sheet are filed cocurrently under separate cover.

4. ☒ Applicant petitions for an extension of time, the fees for which are set forth in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>Fee for Small Entity</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 420.00	\$ 210.00
<input type="checkbox"/> three months	\$ 950.00	\$ 475.00
<input type="checkbox"/> fourth months	\$ 1480.00	\$ 740.00
<input checked="" type="checkbox"/> fifth months	\$ 2010.00	\$ 1005.00

Extension of time fee due with this request: \$ 2010.00

If an additional extension of time is required, please consider this a Petition therefor.

5. **Fee Calculation (37 C.F.R. § 1.16):**

CLAIMS FOR FEE CALCULATION				
	Number Filed	Number Extra	at Rate of	Basic Fee Utility \$770.00
Total Claims (37 C.F.R. §1.16(c))	14 - 20 =	13	\$ 18.00 each =	+ \$ 0.00
Independent (Claims 37 C.F.R. §1.16(b))	2- 3 =	0	\$ 86.00 each =	+ \$ 0.00
Surcharge under 37 C.F.R. § 1.16(e)				\$ 130.00
Multiple Claim Fee \$290				\$ 0.00
Petition fee				\$ 130.00
Fifth-Month Extension of Time				\$ 2010.00
TOTAL =				\$ 3040 .00
Minuse ½ for Small Entity				\$ 0.00
TOTAL FILING FEE				\$ 3040.00

6. **Fee Payment:**

☒ A check in the amount of \$ 3040.00 is enclosed for fees noted above..

☐ Authorization is given to charge \$ _____ to Deposit Account 50-1349 for the fees due as specified above.

7. ☒ **Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-1349. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3)
8. Other:
- ☒ **Part 2 – Notice to File Missing Parts of Application**
 - ☐ Information Disclosure Statement
 - ☐ PTO-1449, __ documents as listed
 - ☐ Preliminary Amendment
 - ☐ Claim for Priority
 - ☐ Certified copy of Priority Document
 - ☐ Sequence Listing
 - ☒ Petition under 37 C.F.R. §1.47(a)

If there are any questions regarding the above-captioned patent application, please contact applicant's representative at the number given below.

Respectfully submitted,

HOGAN & HARTSON LLP

By: 

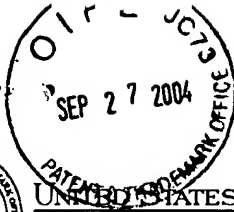
Celine Jimenez Crowson
Registration No. 40,357

Ajit J. Vaidya
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David D. Nelson
Registration No. 47,818

Dated: September 27, 2004

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/721,743	11/26/2003	Mark Cooke	82001-0397

24633
 HOGAN & HARTSON LLP
 IP GROUP, COLUMBIA SQUARE
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 WASHINGTON, DC 20004

CONFIRMATION NO. 3948

FORMALITIES LETTER



OC000000011965011

Date Mailed: 02/26/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

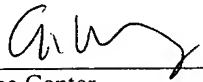
Total additional fee(s) required for this application is \$900 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

09/28/2004 JADD01 00000013 10721743
 01 FC:1001 770.00 OP
 02 FC:1051 130.00 OP

A copy of this notice MUST be returned with the reply.



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE